

Amendments to Senate Bill No. 374
3rd Reading Copy

For the House Education Committee

Prepared by Pad McCracken
April 10, 2013 (1:20pm)

1. Page 2, line 24.

Strike: "may"

Insert: "must"

2. Page 2, line 27 through page 3, line 7.

Strike: subsection (a) through subsection (c) in their entirety

Insert: "(a) the board of trustees determines to establish a charter school; or

(b) at least 10% of the electors qualified under the provisions of 20-20-301 sign a petition calling for the creation of a charter school and:

(i) a majority of the board of trustees votes for the creation of a charter school; or

(ii) a majority of the board of trustees does not vote for the creation of a charter school and the electors pass a charter school proposition in accordance with subsection (2).

(2)(a) If a majority of the board of trustees does not vote for the creation of a charter school as provided in subsection (1)(b)(ii), an election complying with all provisions of Title 20, chapter 20, must be held.

(b) In determining whether the charter school proposition passed or failed, the trustees shall calculate the percentage of qualified electors voting at the charter school proposition election by dividing the total number of qualified electors voting at the charter school proposition election by the total number of electors of the school district who are qualified to vote under the provisions of 20-20-301. When the percentage is:

(i) 40% or more, the charter school proposition is approved and adopted only if a majority of votes were cast in favor of the proposition;

(ii) more than 30% but less than 40%, the charter school proposition is approved and adopted only if 60% or more of the votes were cast in favor of the proposition;

(iii) 30% or less, the charter school proposition is rejected."

Renumber: subsequent subsections

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